

Patent Amendment

REMARKS/ARGUMENTS

Claims 1 and 4-20 are in this application. Claims 17-20 are newly added. Claims 2 and 3 have been canceled.

The specification has been amended in accordance with the directions of Examiner.

Claim 1 has been rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Patent 5,907,559 to Shuman et al. Claim 1 has been amended to include some of the elements of claims 2, 3 and 4 as originally filed. It is submitted that Shuman et al. does not anticipate the present invention, because it does not teach the method of claim 1 as amended and all of the elements therein.

In addition, Applicant asserts that the present application represents a different art from that of Shuman et al. The present claims are all directed to method and apparatus in a signaling server, a highly specialized piece of telecommunications equipment, and how to construct and provide operation in such servers of an increasingly large size. It is respectfully submitted that the teachings of sensor data collection in the art of insect control monitoring should not be attributed to one of ordinary skill in the signaling server field.

Accordingly, it is submitted that Shuman does not provide or suggest the solution of the present claimed invention, and that claim 1 as amended is not obvious in view of Shuman et al. Nor is the present claimed invention obvious in view of Shuman et al in combination with U.S. Patent 5,892,812 to Pester III, the reference cited in connection with claims 2 and 3. It is submitted that there is nothing in either reference to suggest a combination of teachings from the two, particularly since Shuman et al is believed to be from a distinctly different field of technology.

For these reasons, it is believed that claim 1 is allowable as amended.

Patent Amendment

New claims 17-20 are dependent on claim 1, and are believed patentable for the reasons given in connection with claim 1.

Claims 4 and 5 have been indicated allowable if rewritten in independent form including all of the limitations of the base and intervening claims. Claim 4 has been amended, so that claims 4 as amended and claim 5 (dependent on claim 4) are now considered allowable.

Claims 6 - 16 have been rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over U.S. Patent 6,113,711 issued to the present inventor Teodorescu, in view of Shurnan et al and (in regard to claims 7-11) further in view of Pester III. Applicant is willing to address the issue of double patenting if appropriate, but submits that an obviousness-type double patenting rejection does not seem applicable in this case. Appropriate to this kind of rejection, the Examiner's comments are addressed to obviousness in view of Teodorescu, but the inventor's previous patent is not prior art to this application, because it does not have an earlier filing date. In studying Chart I-B of MPEP section 804, Applicant sees "rejection of later application", but the present application is not later. Accordingly, it is requested that the double patenting rejection of claims 6-16 be withdrawn.

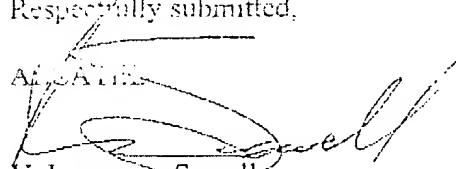
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Patent Amendment

It is believed that the foregoing places the present application in condition for allowance; therefore, Applicant respectfully requests withdrawal of the Examiner's rejection of claims 1 and 6-16, along with the objection to claims 4 and 5, and the allowance of these claims, along with new claims 17-20. Should the Examiner have any further comments or suggestions, it is respectfully requested that they be made at this time. There are no other outstanding issues.

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Respectfully submitted,


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Page 13 of 13